

1 EDUCATION AND WORKFORCE DEVELOPMENT CABINET

2 Kentucky Board of Education

3 Department of Education

4 (Repealer)

5 780 KAR 7:071. Repeal of 780 KAR 7:070.

6 RELATES TO: KRS 56.070-56.180, 156.852

7 STATUTORY AUTHORITY: KRS 156.852

8 NECESSITY, FUNCTION, AND CONFORMITY: KRS 156.852 authorizes the Kentucky

9 Board of Education to carry out the purposes of the program of vocational education and the

10 provisions of the Acts of Congress accepted by KRS 156.850. 780 KAR 7:070 established

11 operating procedures relative to equipment insurance. The need for the administrative regulation

12 is still apparent, however there are two (2) administrative regulations currently addressing

13 equipment for vocational education. The language from 780 KAR 7:070 will be merged into 780

14 KAR 7:060, to create one (1) comprehensive administrative regulation governing operating

15 procedures relative to equipment for vocational education in the Commonwealth. Combining the

16 two (2) administrative regulations will simplify the regulatory scheme, increase administrative

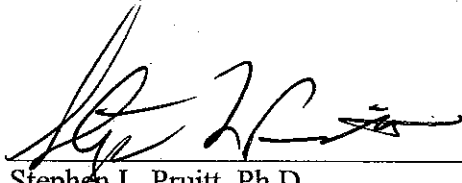
17 efficiency, and provide clarity to career and technical education programs. This administrative

18 regulation repeals 780 KAR 7:070.

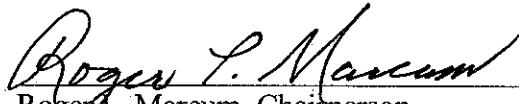
19 Section 1. 780 KAR 7:070, Equipment insurance, is hereby repealed.

This is to certify that the chief state school officer has reviewed and recommended this administrative regulation prior to its adoption by the Kentucky Board of Education, as required by KRS 156.070(5).

5-12-16
(Date)


Stephen L. Pruitt, Ph.D.
Commissioner of Education

5-12-16
(Date)


Roger L. Marcum, Chairperson
Kentucky Board of Education

PUBLIC HEARING AND PUBLIC COMMENT PERIOD: A public hearing on this proposed administrative regulation shall be held on June 21, 2016, at 10 a.m. in the State Board Room, First Floor, Capital Plaza Tower, 500 Mero Street, Frankfort, Kentucky. Individuals interested in being heard at this meeting shall notify this agency in writing five working days prior to the hearing, of their intent to attend. If no notification of intent to attend the hearing is received by that date, the hearing may be canceled. This hearing is open to the public. Any person who wishes to be heard will be given an opportunity to comment on the proposed administrative regulation. A transcript of the public hearing will not be made unless a written request for a transcript is made. If you do not wish to be heard at the public hearing, you may submit written comments on the proposed administrative regulation. Written comments shall be accepted through June 30, 2016. Send written notification of intent to be heard at the public hearing or written comments on the proposed administrative regulation to:

CONTACT PERSON: Kevin C. Brown, Associate Commissioner and General Counsel,
Kentucky Department of Education, 500 Mero Street, First Floor, Capital Plaza Tower,
Frankfort, Kentucky, 40601, phone 502-564-4474, fax 502-564-9321.

REGULATORY IMPACT ANALYSIS AND TIERING STATEMENT

Administrative Regulation: 780 KAR 7:071

Contact Person: Kevin C. Brown

(1) Provide a brief summary of:

(a) What this administrative regulation does: This administrative regulation repeals 780 KAR 7:070, which establishes operating procedures relative to equipment for state-operated secondary area technology centers.

(b) The necessity of this administrative regulation: The repeal of 780 KAR 7:070 eliminates redundancies and assists with the simplification of the agency's regulatory scheme within Title 780. 780 KAR 7:060 addresses equipment inventories for the state-operated area technology centers. The intention is to amend 780 KAR 7:060 to include pertinent information from 780 KAR 7:070 related to equipment insurance.

(c) How this administrative regulation conforms to the content of the authorizing statute: KRS 56.070 requires the Finance and Administration Cabinet to determine state property to be insured through the state fire and tornado insurance fund. KRS 156.852 gives the Kentucky Department of Education the authorization to carry out the purposes of the program of career and technical education.

(d) How this administrative regulation currently assists or will assist in the effective administration of the statutes: This administrative regulation simplifies regulatory language, eliminates redundancies and confusion, and increases efficiency of the agency and career and technical education programs.

(2) If this is an amendment to an existing administrative regulation, provide a brief summary of:

(a) How the amendment will change this existing administrative regulation: N/A

(b) The necessity of the amendment to this administrative regulation: N/A

(c) How the amendment conforms to the content of the authorizing statute: N/A

(d) How the amendment will assist in the effective administration of the statutes: N/A

(3) List the type and number of individuals, businesses, organizations, or state and local governments affected by this administrative regulation: State-operated area technology centers in Kentucky, as well as supporting staff in the Kentucky Department of Education.

(4) Provide an analysis of how the entities identified in question (3) will be impacted by either the implementation of this administrative regulation, if new, or by the change, if it is an amendment, including: The repeal will impact the area technology centers and the Kentucky Department of Education by eliminating confusion and unnecessary regulatory language.

(a) List the actions that each of the regulated entities identified in question (3) will have to take to comply with this administrative regulation or amendment: N/A

(b) In complying with this administrative regulation or amendment, how much will it cost each of the entities identified in question (3): There will be no additional cost to the schools, districts or the Kentucky Department of Education.

(c) As a result of compliance, what benefits will accrue to the entities identified in question (3): The area technology centers will experience a more simplified scheme of regulatory requirements.

(5) Provide an estimate of how much it will cost the administrative body to implement this administrative regulation:

(a) Initially: Additional costs are not anticipated.

(b) On a continuing basis: Additional costs are not anticipated.

(6) What is the source of the funding to be used for the implementation and enforcement of this administrative regulation: Additional costs are not anticipated.

(7) Provide an assessment of whether an increase in fees or funding will be necessary to implement this administrative regulation, if new, or by the change if it is an amendment: No increase will be necessary.

(8) State whether or not this administrative regulation establishes any fees or directly or indirectly increases any fees: This administrative regulation does not establish fees or directly or indirectly increase any fees.

(9) TIERING: Is tiering applied? Tiering was not appropriate in this administrative regulation because the administrative regulation applies equally to all school districts.

FISCAL NOTE ON STATE OR LOCAL GOVERNMENT

Regulation Number: 780 KAR 7:071
Contact Person: Kevin C. Brown
Phone Number: 502-564-4474

(1) What units, parts, or divisions of state or local government (including cities, counties, fire departments, or school districts) will be impacted by this administrative regulation? State-operated area technology centers.

(2) Identify each state or federal statute or federal regulation that requires or authorizes the action taken by the administrative regulation. KRS 56.070-56.180, 156.852

(3) Estimate the effect of this administrative regulation on the expenditures and revenues of a state or local government agency (including cities, counties, fire departments, or school districts) for the first full year the administrative regulation is to be in effect. None.

(a) How much revenue will this administrative regulation generate for the state or local government (including cities, counties, fire departments, or school districts) for the first year? None.

(b) How much revenue will this administrative regulation generate for the state or local government (including cities, counties, fire departments, or school districts) for subsequent years? None.

(c) How much will it cost to administer this program for the first year? None.

(d) How much will it cost to administer this program for subsequent years? None.

Note: If specific dollar estimates cannot be determined, provide a brief narrative to explain the fiscal impact of the administrative regulation.

Revenues (+/-):

Expenditures (+/-):

Other Explanation: Regulation does not generate revenue or establish fees.